IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 313 OF 2004

IN

FIRST APPEAL STAMP NO. 2659 OF 2004

American Express Bank Ltd. ..Appellants

versus

Municipal Corporation of Greater Bombay & Anr. ..Respondents

Ms. V. Mahadik i/b. S. M. Associates for the Appellants.

Mr. J. J. Xavier for the Respondents.

CORAM : D. G. DESHPANDE,J.

DATE : 21ST OCTOBER,2005

P.C. :

1. Heard.

2. This is an application for condonation of delay of 77 days. Application is opposed on the ground that the delay has not been satisfactorily explained and general and vague statements are made.

This contention is appears to be fortified. However, looking to the issue involved and the explanation, the same cannot be said to be unreasonable. Explanation is accepted. Delay is condoned subject to payment of cost of Rs.2,500/- (Rupees Two Thousand Five Hundred). Cost to be paid within four weeks, from today, as a condition precedent. Civil Application is disposed of.

3. Put up appeal for admission after four weeks.

21.10.2005 (D.G. DESHPANDE, J.)

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